

## EXHIBIT B

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***VIA EMAIL TO WHITEJ@HOWREY.COM***

September 17, 2009

Jason White  
Howrey LLP  
321 North Clark Street, Suite 3400  
Chicago, IL 60654

**Re: Bright Response v. Google Inc., et al.**

Dear Jason:

This letter memorializes today's in-person meet and confer between the parties in the above-referenced case.

1. **Source Code:** Counsel for Yahoo committed to provide source code related to the accused instrumentalities by October 7. During this meet and confer you refused to provide any explanation whatsoever for your failure to fulfill your commitment to provide, in writing, details regarding the code Yahoo initially plans to provide in this case. That being said, during the meet and confer you stated that Yahoo would provide the "code for receiving and processing the queries" for Bright Response's initial code inspection session.
2. **30(b)(6) Depositions:** Counsel for Yahoo admitted that it had not provided dates for my client's outstanding 30(b)(6) requests. Yahoo's counsel committed to work to promptly schedule all outstanding depositions, and requested that my client identify which should take priority. As stated during that meeting, topics related to the operation of the accused instrumentalities (and associated source code) should take priority. Please note that these depositions should take place as soon as possible as Bright Response will need such discovery in order to determine promptly if it needs to supplement its infringement contentions. Given the length of time that these requests have been outstanding, Yahoo should be able to provide dates next week. As a related matter, Bright Response appreciates Yahoo's counsel's commitment to not hold Bright Response responsible for any delays resulting from Yahoo's actions or those of its counsel.

Sincerely,

A handwritten signature in black ink, reading "Ari Rafilson". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

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Ari Rafilson